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PATENTS, TRADEMARKS, AND COPYRIGHTS

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FACSIMILE COVER SHEET

TO:	FROM:
	FARRIS LAW, P.C. Kathryn A. Farris
COMPANY:	DATE:
Office of Patent Publications	September 21, 2006
FAX NUMBER:	NUMBER OF PAGES INCLUDING COVER:
571-273-9903	5

Comments:

I am faxing the four page petition that was mailed on July 27, 2006. The last page (exhibit B) is a copy of the original 85B Fee Transmittal that was mailed on March 16, 2006. Please let me know if you have any further questions. Thank you.

The information transmitted is intended only for the person or entity to which it is addressed, and may contain confidential and/or privileged material. Any review, retransmission, dissemination, or other use of this information by persons or entities other than the intended recipient is prohibited by federal law, Title 18 U.S.C. 2510 et seq. If you received this facsimile in error, please contact the sender. Thank you.

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APPLICANT: Tony M. Gutierrez DOCKET NO: 5418.3001.001
SERIAL NO: 10/821,381 ART UNIT: 3723
FILED: April 9, 2004
FOR: FINGER RING BOTTLE OPENER
EXAMINER: Debra S. Meislin

MAIL STOP: ISSUE FEE
Commissioner for Patents
P.O. BOX 1450
Alexandria, VA. 22313-1450

July 27, 2006

**Petition to the Director to Request Withdrawal of the Holding of
Abandonment (37 C.F.R. §1.181)**

S i r:

1. Applicant hereby requests that the Director withdraw the holding of abandonment of this application.
2. In the communication from the PTO mailed 07/11/2006, it was noted that this application is abandoned for applicant's failure to timely

CERTIFICATION 37 C.F.R. § 1.8a and 1.10
(When using Express Mail, Express Mail Label number is mandatory)
(Express Mail certification is optional).

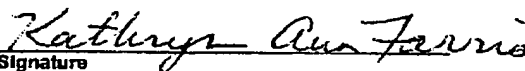
I hereby certify that, on the date shown below, this correspondence is being:

X deposited with the United States Postal Service, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8a

37 C.F.R. § 1.10

x with sufficient postage as first class mail.


Signature

Date: July 27, 2006

Kathryn Ann Farris
(type or print name of person certifying)

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pay the required issue fee.

3. I assert that a good faith effort was made to pay the issue fee in a timely manner.

4. Exhibit A is a photocopy of an MPEP 503 Postcard Receipt acknowledging receipt of the Issue Fee on the date stamped of March 22, 2006.

5. Exhibit B is a photocopy of the Issue Fee Transmittal Form that was mailed on March 16, 2006. This form unfortunately included a few typographic errors, including listing the Customer Number of the Reising, Ethington et al. firm rather than the Deposit Account Number for that firm.

6. Please accept the new Issue Fee Transmittal form that is now being sent along with a Change of Correspondence Address Application (PTO/SB/122), and check no. 1040 for the issue fee in the amount of \$700.00.

Respectfully Submitted,

Signature of Practitioner,

Robert L. Farris

Robert L. Farris
Registration No. 25,112
Farris Law, P.C.
5291 Colony Drive North
Saginaw, MI 48638
989-799-8787

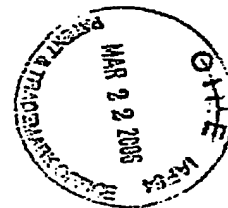
RLF/kaf
enclosures

xhibit A

The U.S. Patent Office stamp hereon will acknowledge receipt on the date stamped of the ISSUE FEE for:

APPLICANT: RBO Innovations, Inc. (T. GUTIERREZ)
FILING DATE: APRIL 9, 2004
APPL. NO. 10/821,381
EXAMINER: MEISLIN, DEBRA S.
ART UNIT: 3723

BY First class mail on March 16, 2006
RLF FILE 5474.3001.002



3/22/06

Exhibit B

PART B - FEE(S) TRANSMITTAL

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Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or **Fax** (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Place this Block 1 for any change of address)

7390

03/17/2006

REISING, ETHINGTON, BARNES,
KISSELLE & LEARMAN, P.C.
ROBERT L. FARRIS
5291 North Colony Drive
Saginaw, MI 48706

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

KIRSTEN L. THORNTON (Depositor's name)
Kirsten L. Thornton (Signature)
MARCH 16, 2006 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/E21,381	04/09/2004	Tony M. Gutierrez	5418.3001.002	1602
TITLE OF INVENTION: FINGER RING BOTTLE OPENER				

APPL. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$0	\$700	05/17/2006
EXAMINER	ART UNIT	CLASS-SUBCLASS			
MEISLIN, DEBRA S	3723	081-003550			

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

- 1 REISING, ETHINGTON,
2 BARNES, KISSELLE &
3 LEARMAN, P.C.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

TONY M. GUTIERREZ

(B) RESIDENCE (CITY AND STATE OR COUNTRY)

LOS VEGAS, NEVADA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☒ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 23399 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

- ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature *Robert L. Farris*

Typed or printed name ROBERT L. FARRIS

Date MARCH 16, 2006

Registration No. 25,112

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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